



## State of Utah

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*Lieutenant Governor*

## Public Service Commission

THAD LeVAR  
*Chair*

DAVID R. CLARK  
*Commissioner*

JORDAN A. WHITE  
*Commissioner*

Received & Inspected  
AUG 23 2016  
FCC Mail Room

August 18, 2016

Tom Wheeler, FCC Chairman  
Federal Communications Commission  
445 12<sup>th</sup> Street SW  
Washington, D.C. 20554

RE: WC Docket No. 16-143, Business Data Services in an Internet Protocol Environment; WC Docket No. 15-247, Investigation of Certain Price Cap Local Exchange Carrier Business Data Services Tariff Pricing Plans; WC Docket No. 05-25, Special Access for Price Cap Local Exchange Carriers; RM-10593, AT&T Corporation Petition for Rulemaking to Reform Regulation of Incumbent Local Exchange Carrier Rates for Interstate Special Access Services

Dear Chairman Wheeler:

The Public Service Commission of Utah shares the FCC's commitment to improving telecommunications access in rural America and promoting competitive markets. We write to emphasize that any final rule adopted in the Commission's Further Notice of Proposed Rulemaking on business data services should be based on complete and accurate industry data.

We understand that data initially provided to the FCC by some providers was incomplete in that it failed to identify all locations where special access is currently available. We also understand that the providers have corrected that oversight, and that the FCC now has accurate data as to the existing infrastructure. We urge the FCC to accept into the record the complete data and to use that data in formulating a final rule. Doing so will ensure that competitive markets are accurately reflected and that regulations for noncompetitive markets are based on the real cost of providing service.

The rural communities in Utah depend on business data services to connect otherwise isolated businesses and institutions, as well as to support wireless data services and economic development. Without continued, robust investment in business data services, Utah's rural

Correspondence from Chair Thad LeVar  
August 18, 2016  
Page 2

communities will fall behind in their ability to access the global economy. In order to properly incentivize the necessary investment, the FCC must recognize and act on the most accurate data currently available.

We strongly believe that good decisions follow from good information. The FCC rule currently under consideration is one that will serve the public interest only if it is completed within the context of the most accurate data available.

Sincerely,

A handwritten signature in blue ink, appearing to read "Thad LeVar", written over a horizontal line.

Thad LeVar, Chair  
Public Service Commission of Utah